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7 Cobra Thermosolar Plants, Inc.

8 UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

10 THE PRIVATE BANK AND TRUST
COMPANY, a Delaware corporation,

11 Plaintiff,

12 v.

13 COBRA THERMOSOLAR PLANTS, INC., a
14 Nevada corporation,

15 Defendant.

Case No. 2:16-cv-00983-KJD-VCF

16 **STIPULATION AND**
~~17 **[PROPOSED] ORDER TO**~~
RESPOND TO COMPLAINT

17 COMES NOW, Defendant, COBRA THERMOSOLAR PLANTS, INC.
18 (“Defednant”), by and through its counsel of record, Williams J. Wray, Esq., and Donna
19 DiMaggio, Esq., of the law firm of HOLLEY DRIGGS WALCH FINE WRAY PUZEY
20 & THOMPSON, and Plaintiff, THE PRIVATE BANK AND TRUST COMPANY
21 (“Plaintiff”), by and through its counsel of record, Shan Davis, Esq., of the law firm of
22 DAVIS/STIBOR, (Plaintiff and Defendant are hereinafter collectively referred to as
23 “Parties”) and hereby agree and stipulate as follows:

24 Plaintiff filed a Complaint on May 2, 2016. The Parties initially agreed to an
25 open extension for Defendant to respond to the Complaint. After a status check with the
26 Court, the Parties agreed to respond to the Complaint by September 16, 2016 or file a
27 stipulation requesting a further extension if settlement discussions were continuing. The

Parties continue to be actively engaged in settlement discussions and wish to continue said discussions without incurring the cost of litigation. As such, the Parties agree to allow Defendant a thirty (30) day extension to respond to the Complaint. Defendant shall have until October 17, 2016 to respond to the Complaint.

The Parties further agree and stipulate that the requirements proscribed in F.R.C.P. 26 and LR 26-1 be tolled.

The Parties further agree and stipulate that should the Parties fail to resolve this matter, Defendant shall have ten (10) days to file a response to the Complaint.

DATED this 16 day of September, 2016

**HOLLEY DRIGGS WALCH FINE
WRAY PUZEY & THOMPSON**

/s/ Donna DiMaggio

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*Attorneys for Defendant
Cobra Thermosolar Plants, Inc.*

DATED this 16 day of September, 2016

DAVIS/STIBOR

/s/ Shan Davis

SHAN DAVIS, ESQ.
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410 S. Rampart Blvd., Suite 390
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*Attorneys for Plaintiff The Private
Bank and Trust*

ORDER

IT IS SO ORDERED.

DATED: 9-16-2016



U.S. MAGISTRATE